GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Water Resources Department - Land Acquisition - Lands acquired in Reach No.24P for foreshore submersion of Kandaleru Reservoir under Telugu Ganga Project - Dachur Village of Kaluvoya Mandal, SPSR Nellore District – EP No.94/2016 in LA OP No.29/2002 - Final decretal charges for an amount of Rs.10,17,964/- - Sanctioned - Orders - Issued

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WATER RESOURCES (LA) DEPARTMENT

G.O.RT.No. 451 Dated: 26-09-2019

Read the following:-

1) From the Special Collector (LA), TGP, Nellore, Rc.D3/62/2019, dt.18.05.2019 and 28.06.2019.
2) From the Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Lr. No. PMU-1/100/2019, dated:25.06.2019.
3) Orders of the Hon'ble Supreme Court of India, New Delhi in Civil Appeal Nos.10039/2018 @ SLP (c) No.4590/2018 and batch cases dated:27.09.2018, 08.10.2018 and 04.10.2019.

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ORDER:

In the circumstances reported by the Special Collector (LA), TGP, Nellore in his letter 1st read above and as per the report of the Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Vijayawada in the reference 2nd read above and also orders of the Hon'ble Supreme Court of India in the reference 3rd read above, the Government after careful examination of the matter, hereby accord sanction for an amount of Rs.10,17,964/- (Rupees Ten Lakhs seventeen thousand nine hundred sixty four only) (excluding the income tax if any, as the compensation received in respect of land acquisition awards are exempted from levy of Income Tax) towards payment of balance decretal charges to be deposited in the respective Court to the credit of EP No.94/2016 in LA OP.No.29/2002 pertaining to Dachur Village of Kaluvoya Mandal, SPSR Nellore District for an extent of Ac.3.60Cents in Sy. No.364, out of the total extent of Ac.12.21Cents for the lands acquired in Reach No.24P for foreshore submersion of Kandaleru Reservoir under Telugu Ganga Project vide Award No.16/1993-94, dt.30.03.1994, subject to conditions that (i) verification whether the reference under Section 18(1) of the L.A. Act is made to the Lower Court after following all the guidelines/directions on the subject (ii) in case, it is detected that section 18 reference was made contrary to the rules/guidelines issued by the Government/Chief Commissioner of Land Administration, Andhra Pradesh, Vijayawada, immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition (iii) confirmation of concerned Chief Engineer as to the extent of land acquired (iv) the Special Collector (LA), TGP, Nellore should verify at his level thoroughly the calculations made by the Special Deputy Collector, LA, TGP, Rapur at Nellore with reference to the decree and instructions issued by the Government/Chief Commissioner of Land Administration, Vijayawada on the subject matter from time to time, to avoid excess and double payment before depositing the above sanctioned decretal amount in the respective Lower Court.

2. The expenditure sanctioned in para (1) above shall be debited to the HoA:4700-01-MH.123 TGP-11-(26) Dam & Appurtenant works-530-532 Lands (Non-R&R) (Charged).

3. The Special Collector (LA), TGP, Nellore shall recover the amount which was already paid in any manner and also take action against the concerned responsible persons for payment of excesses amount.

(P.T.O)

4. The Chief Commissioner of Land Administration and the Special Chief Secretary to Government, A.P. Vijayawada / the Special Collector (LA), TGP, Nellore shall take necessary action in the matter.

5. This order issues with the concurrence of Finance Department vide their U.O.No.FIN01-FMU0PC(WR2)/146/2019-FMU-WR-II (Computer No.988808) dt.25.09.2019.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration and the Special Chief Secretary to Government, Andhra Pradesh, Gollapudi, Vijayawada, Krishna District.
The Special Collector (LA), TGP, Nellore.
The Special Deputy Collector (LA), TGP, Rapur at Nellore.
The Chief Engineer, NTR TGP, Tirupati.
The Accountant General, Andhra Pradesh, Hyderabad.
The Director of Works Accounts, 'C' Block, Anjaneya Towers, Ibrahimpatnam, Vijayawada.
Copy to:
The Advocate on Records, AP Bhavan, No.1, Ashoka Road, New Delhi.
The PS to Minister (WRD).
The P.S. to Special Chief Secretary to Government, W.R. Department.
The Law Department.
The Finance (FMU-W.R-II) Department.
Stock file/ Spare copies.

// FORWARDED :: BY ORDER //

SECTION OFFICER